

1 Mario N. Alioto (56433)
2 Lauren C. Capurro (241151)
3 TRUMP, ALIOTO, TRUMP & PRESCOTT LLP
4 2001 Union Street, Suite 483
5 San Francisco, CA 94123
6 Telephone: 415-563-7200
7 Facsimile: 415- 346-0679
8 Email: malioto@tatp.com
9 laurenrussell@tatp.com

10
11
***Lead Counsel for the
Indirect Purchaser Plaintiffs***

12 Robert J. Gralewski, Jr. (196410)
13 KIRBY McINERNEY LLP
14 1420 Kettner Boulevard, Suite 100
15 San Diego, CA 92101
16 Telephone: 858-834-2044
17 Email: BGralewski@kmllp.com

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***Counsel for the Indirect
Purchaser Plaintiffs***

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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
OAKLAND DIVISION

18 IN RE: CATHODE RAY TUBE (CRT)
19 ANTITRUST LITIGATION

MASTER FILE NO. 4:07-cv-5944-JST
Case No. 4:17-cv-04067-JST

20 This Document Relates to:

MDL NO. 1917

21 *Luscher, et al. v. Mitsubishi Electric Corp.*,
22 No. 4:17-cv-04067-JST

**[PROPOSED] ORDER GRANTING
INDIRECT PURCHASER PLAINTIFFS'
MOTION FOR ORDER AUTHORIZING
DISTRIBUTION OF SETTLEMENT
FUNDS**

23
24 Hearing Date: September 26, 2024
25 Time: 2:00 p.m.
26 Courtroom: 6, 2nd Floor
27 Judge: Hon. Jon S. Tigar

1 The Court, having considered Indirect Purchaser Plaintiffs' Motion for Order Authorizing
2 Distribution of Settlement Funds ("Motion"), the Declaration of Joseph M. Fisher Re: Notice,
3 Claims Processing, and Distribution of the Net Settlement Funds ("Fisher Declaration"), the
4 pleadings and other papers on file in this action, and the statements of counsel and the parties, and
5 finding good cause appearing, hereby GRANTS the Motion as follows:

6 1. The Notice Company's claims review process and audit procedures, as set forth in
7 the Fisher Declaration, were fair, adequate, and reasonable, and provided a full and fair opportunity
8 for potential class members to submit a valid claim.

9 2. The Court authorizes the distribution of the Net Settlement Fund to claimants as set
10 forth in Exhibit B to the Fisher Declaration, in accordance with the Court-approved Plan of
11 Distribution for those settlements.

12 3. The Court approves IPPs' proposal for paying claims filed after the applicable Court-
13 ordered deadline ("Late Claims") as fair and reasonable. Late Claims shall be paid as follows:

- 14 a. Late Claims submitted within three months of the claims deadline will be treated
15 and paid equivalently to Timely Claims.
- 16 b. Late Claims submitted later than three months after the claims deadline will not
17 be processed or paid.

18 4. Checks issued to claimants by The Notice Company shall bear the notation "Non-
19 Negotiable After 180 Days" or "Void After 180 Days." The Notice Company shall void all uncashed
20 checks following the expiration of the 180-day void date. The Notice Company may re-issue checks
21 as necessary.

22 5. To the extent there are any residual funds from any uncashed checks or any electronic
23 payments not received by claimants, such residual funds shall be distributed by the Settlement
24 Administrator in his discretion in accordance with the settlement and settlement distribution.

25 6. The Court finds that the fees and expenses incurred by The Notice Company in
26 processing and auditing claims were reasonably incurred in the ordinary course of administering the

settlements and necessary given the nature and scope of the case. The Court authorizes the payment of \$668,022.

7. The Court additionally recognizes that The Notice Company will continue to incur administrative costs and there will also be accounting fees in the ordinary course of administering the settlements. The Court authorizes the reserve of \$345,475 from the Net Settlement Fund for future payment to The Notice Company and accountants.

8. For good cause shown, the Court authorizes the release of the 10% (ten percent) of attorney's fees that were previously withheld by the Court.

9. The Notice Company shall take such other and further actions as are necessary and proper to effectuate this Order and the distribution of funds to claimants.

10. Unless otherwise ordered by the Court, one year after distribution of the Net Settlement Funds has commenced, The Notice Company may destroy the paper copies of the Proofs of Claim and all supporting documentation and, one year after all funds in the Net Settlement Funds have been distributed, The Notice Company may destroy electronic copies of the same.

IT IS SO ORDERED.

Dated:

Hon. Jon S. Tigar
United States District Judge